



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Encroachment Permit and Hold Harmless Agreement for 1301 West Kettleman Lane

MEETING DATE: July 1, 1998

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Approve the encroachment permit and hold harmless agreement for 1301 West Kettleman Lane and direct the City Manager and City Clerk to execute the agreement on behalf of the City.

BACKGROUND INFORMATION: The property owners, William Edward Graffigna, Eva F. Graffigna, and William Graffigna, Jr., have submitted a construction application (#13410) to obtain a building permit for the construction of a new fuel island, gas pumps, and car wash at the subject site (Exhibit A).

As a condition of the building permit, the owners are required to provide an on-site storm drainage system which discharges to the public system, and install a reduced-pressure backflow device assembly on the domestic water service.


Existing public storm drain mains are located on the south and east sides of Kettleman Lane and Ham Lane, respectively, and existing manholes are not readily accessible from the project site. Connection to either of these mains would require boring and jacking of the storm drain lateral and installation of new manholes. This would be economically unfeasible for this project as well as disturbing existing pavement and creating additional facilities requiring City maintenance. There is a public storm drain manhole located on City property (Municipal Service Center) immediately west of the project site. The owners have requested an encroachment permit to allow extension of the private storm drain lateral from their site across City property to this manhole. Staff considers this a reasonable request.

The existing water service for the site extends from Ham Lane along the north property line. The trash enclosure is also located in this area. If the required reduced-pressure backflow device assembly is installed in this area, it will be vulnerable to damage by trash trucks. In order to provide protection from vehicular damage, the owner has discussed alternative locations for the backflow device with the Assistant Water/Wastewater Superintendent and has requested that an encroachment permit be issued to allow installation of the device on City property immediately to the north. Staff also considers this a reasonable request.

The owners have executed the encroachment permit application and required hold harmless agreement and paid the necessary fees for recording the agreement. The agreement stipulates in part that the storm drain lateral and backflow device are private facilities to be maintained by the owner. Any maintenance or repair operations requiring access to City property will require the issuance of a separate encroachment permit.

Staff recommends that the encroachment permit and hold harmless agreement be approved.

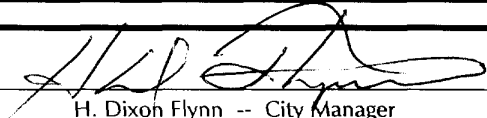
FUNDING: Recording fees paid by owner.


Richard C. Prima, Jr.
Public Works Director

Prepared by Sharon A. Welch, Associate Civil Engineer
RCP/SAW/lm
Attachment

cc: Street Superintendent
Assistant Water/Wastewater Superintendent
Associate Civil Engineer - Development Services
Mr. William Edward Graffigna
Mike Smith Engineering

APPROVED: _____


H. Dixon Flynn -- City Manager

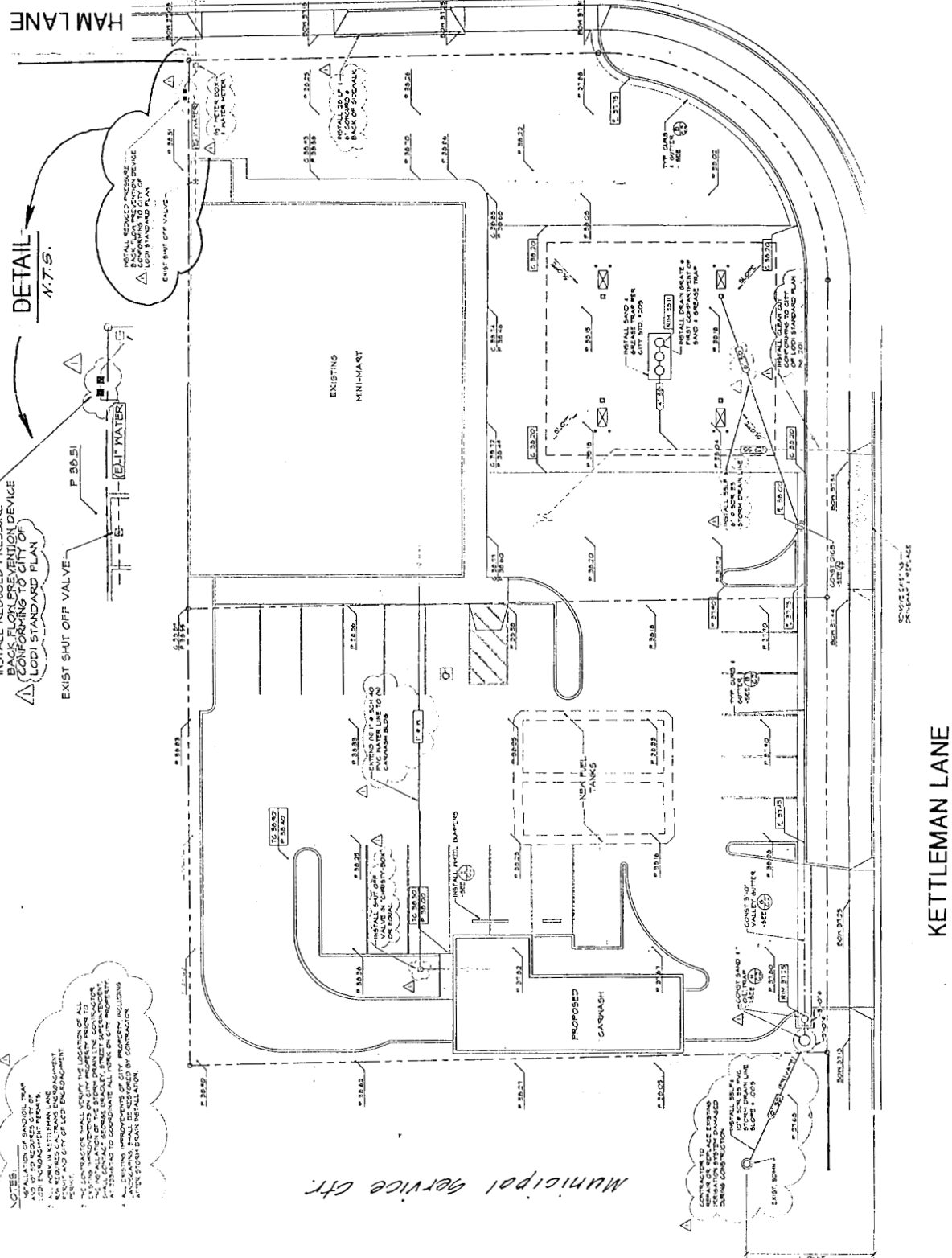


CITY OF LODI

PUBLIC WORKS DEPARTMENT

EXHIBIT A

1301 WEST KETTLEMAN LANE



CITY COUNCIL

JACK A. SIEGLOCK, Mayor

KEITH LAND

Mayor Pro Tempore

ROBERT J. JOHNSON

STEPHEN J. MANN

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June 25, 1998

H. DIXON FLYNN

City Manager

ALICE M. REIMCHE

City Clerk

RANDALL A. HAYS

City Attorney

Mr. William E. Graffigna
c/o Flame Liquors, Inc.
1301 W. Kettleman Lane
Lodi, CA 95242

Michael Smith Engineering
4 North Main Street
Lodi, CA 95240

SUBJECT: Encroachment Permit and Hold Harmless Agreement for
1301 West Kettleman Lane

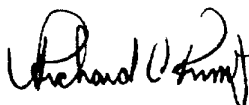
Enclosed is a copy of background information on an item on the City Council agenda of Wednesday, July 1, 1998. The meeting will be held at 7 p.m. in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

This item is on the consent calendar and is usually not discussed unless a Council Member requests discussion. The public is given an opportunity to address items on the consent calendar at the appropriate time.

If you wish to write to the City Council, please address your letter to City Council, City of Lodi, P. O. Box 3006, Lodi, California, 95241-1910. Be sure to allow time for the mail. Or, you may hand-deliver the letter to City Hall, 221 West Pine Street.

If you wish to address the Council at the Council Meeting, be sure to fill out a speaker's card (available at the Carnegie Forum immediately prior to the start of the meeting) and give it to the City Clerk. If you have any questions about communicating with the Council, please contact Alice Reimche, City Clerk, at 333-6702.

If you have any questions about the item itself, please call Sharon Welch at 333-6800, ext. 659.



Richard C. Prima, Jr.
Public Works Director

RCP/lm

Enclosure

cc: City Clerk